

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

400J0664

SENATE BILL NO. 215

Introduced by: The Committee on State Affairs at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to provide immunity for the donation of certain property
2 for publicly beneficial uses and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Any person who donates or otherwise conveys without cost any underground
5 mine workings and related real or personal property, including fixtures or structures, to the
6 Science and Technology Authority for public use or benefit is immune from any liability under
7 state law which arises from its condition or use after donation of the mine workings and related
8 property. This section applies only upon affirmative acceptance of the donation by the authority
9 and approval of the donation acceptance by the Governor.

10 Section 2. Whereas, this Act is necessary for the support of the state government and its
11 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
12 full force and effect from and after its passage and approval.

